App F. IX-4

1927—28 (Prison)

File No. 67-27

Previous References
Prison 83-18 (1-45)

Serial Nos. 1106

Later References
Prus 36 28 (1-4)

General and Revenue Secretariat

Serial Nos. Sex

Part B for ~~Aug~~ September 1928

SUBJECT

Order duction of Prisoner No 7378/A
Jakun Sade Alias Chinnodia in Pr
Jail

Stock.

To The Inspector General of Prisons.

No 82975 of 37 & 28

Stale that the matter may be dropped

Hdsl
1/9/28

gm

6577

App. F. III—2]

General and Revenue Secretariat. Press File. No. 67 of 192 7

Serial No

[illegible] the Inspector General of Prisons in Burma Bangalore

No C 7774 D 11.2.28

Forwards for perusal Copy of letter from Supdt Hos Jail re the over detention of Prisoner No 7378/11. Hakim Sab alias Chenniah in excess Jail by one day owing to the delay caused by the Sentencing Magistrate in sending timely intimation to the Supdt of the Jail of the passing of sentence on the prisoner

Sabd. We may perhaps be dealt with in the Prisons Branch

Noted

2) The delay The over detention of the prisoner by one day is stated to be due to the delay in the despatch of intimation from the Office of the Spl Sessions magistrate. Post it will be seen from is stated in the reply telegram received from the Spl Magistrate on 23.1.28 that the intimation was sent by registered post on 20.1.28 The postal marks & dates on the Registered Cover would disclose the exact date of posting & dated delivery in the Jail - which and from Who is at fault either the Jail Officials or the Officials of the Spl Magistrate The cover may be called for

14/2

15/2

NOTE—Contn. sheet

22nd Jan 1928 was a Sunday—

KV.

WD 0324—GPB—60,000—24-5-27

6577
40 58
P

App. F. III–2

General and Revenue Secretariat. | File No. | of 192

Serial No.

4) 17 The explanation of the Magistrate concerned will have to be obtained before any further action could be taken. The file is accordingly transferred to the Protects Br for further action

Regd
16/2
Protects
Br. Govt Courts

5 6 10 b The intimation from the Magte to the Supdt. Central Jail, is dated 10th January and marked urgent it is said to have been received in the jail on 23rd idem and the prisoner's re-detention for one day is attributed to this delay. This delay might have been due either to the intimation not having been despatched as soon as it was signed by the Magte or to the cover containing it not having been opened in the jail as soon as it was received. This cover may be obtained first and if the postal mark on it shows that there was delay in despatch explanation as

NOTE —Contn. sheet

A.058
P.

App. F. III—2]

General and Revenue Secretariat. | File No. of 192

Serial No.

Suspected above may be called for

2/2

Secy) 18/2

Both the magistrate & Supt may be asked about the delay caused in releasing the prisoners & to send the original Cover -

12/Mun 21/2 2/2

6891/21/2

Ldc 21/2

8 21/2

9 Supts. 22/2

ch 22/1

10 Send with drafts

24/2/28 for 24/2

4 covers 24/2

To the Dy Collr

DOP 4956 dt 27.2.28

Requests to obtain and forward the explan of the magte for the delays with your opinion thereon.

To the Supdt of Prisons

DOP 4957 dt 27.2.28

Requests to forward the Cover which contained letter No 258/27-28 dt 2.1.28 from the Spl Deputy magte, Chickballapur to the Supdt Bc Jail

NOTE—Contn. sheet.

Sent 1/3

WD 0324—GPB—60,000—24-5-27

4476 4058

App. F. III—2]

General and Revenue Secretariat. Form File No. of 192

Serial No.

From

The G. G. offices

Letter no C 477-8 & 4.3.1928

States that the first central jail reports that the cover which contained the letter (intimation of the recovery of fine) is not forthcoming in his office

Submitted for perusal. The explanation of the magistrate called for has not yet been received. If he says that he despatched the letter on the same day i.e. 20.1.28 in the absence of the cover, the responsibility for the delay cannot be fixed. On receipt of the explanation of the magistrate thereon further may be awaited. Submitted with draft R.

S 12/3/28 AHG 13/3

I.J. Shah 13/3

Issued 5420 & 19/3/28

From

The Dist Collr's letter no 135 & 10-4-1928

Forwards the explanation of the magistrate and states that there does not seem to have been undue delay on the part of the magistrate in sending the communication and that the delay if any caused in the release of the prisoner is regrettable.

NOTE—Contn. sheet

WD 0324—GPB—60,000—24-5-27

504

App. F. III—2]

General and Revenue Secretariat. | File No. | of 192

Serial No. 157

Contd

(4) There has been no delay on the part of the magistrate. A portion of the court fine was paid after 2.30 P.m. on the 20th January 1928. The same day the amount was credited to the Treasury and intimation thereof was sent through Registered post. As the latest mail time was 2 o'clock, that day the post office could not despatch it. The next day i.e 21-1-1928, the Post office must have despatched it to Bangalore. The 22nd date happened to be a Sunday and the registered letter could was not delivered on that day. On the 23rd it has been delivered. The petition requesting the release of the ~~pet~~ prisoner was sent by ordinary post on the 21st ~~January~~ January and it was received in the jail on the 22nd January. After receipt of this, the Jail authorities seem to have wired to the Sirsi magistrate for intimation of the receipt of fine which had already left the magistrate's Court. No delay seems to have happened on account of the intervening Sunday

NOTE—Contn. sheet

G.
18.4.28

WD 0324—GPE—60,000—24-5-27

General and Revenue Secretariat. | File No. | of 192

Serial No.

15 The over detention of the prisoner for one day appears to have been the result, not of any delay on the part of the Magistrate, but of the intimation of recovery of fine, sent by registered post, not having been delivered to the gaol on the due date of release, which was a Sunday. The matter may therefore be dropped—

8655
19/4

Secy)
1st Mtg
19/4

16) I agree

17) Do the Jails in this ate D Magistrates as a matter of course, the remissions earned & actual date of release as also the date in advance of which the notice was received? & the Govt

Ree
20/4

15/20/4

18) Secd

15) This may perhaps be sent to the Proms section for answering the information required by the Hon'ble Member

NOTE—Contn. sheet

MJKS

WD 0324—GPB—60,900—24-5-27

20.4.28 (Home Section)

21/4

5011/27 8873

App. F. III—2]

General and Revenue Secretariat. Prisons File No. 67 of 1927

Serial No.	
A 20	Subs. under Rule 409 of the Mysore Jail manual on the release of a Convict the warrant under which he was Confined shall, within 36 hours be returned to the Court from which it issued with the certificate stating the manner in which the Sentence has been executed, or the reasons such as Remission, pardon Reversal of the Sentence, (with the number and date of any orders of Govt or any Court authorising the same) why the Convict has been discharged has been discharged from Custody before the Sentence had fully expired. And so the the Remissions gained and the Real date of Release are not intimated in advance As this information will be very useful to the Magistrate to know in advance the Remissions gained and the Actual date of Release of the prisoners Convicted by their Courts the D.G.P. will be requested to propose the necessary amendment under Chapter XX of the Remission System
21	For orders
26/4	Ref Para 17 above. No previous intimation of release is being sent to the Magistrate. May the file be returned to Prohibition Br
	29/4

NOTE—Contn. sheet.

WD 0324-GPB—60,000—2-5-27 Sued 30/4

5011

App. F. III—2]

General and Revenue Secretariat. | File No. | of 192

Serial No.

8968/1/5

22 Information as to the remission earned by prisoners is now furnished to the Courts concerned when the imprisonment warrants are returned to the Courts after the prisoners are released. There seems to be no need to keep the Courts informed from time to time of the remissions granted. The Courts can make very little use of this information and it does not prevent over-detention of prisoners.

Secy
30/4

23 The point has been missed in above Note. In cases where there is imprisonment in lieu of payment of fine & such fine has been paid in full, the probable date of release including remissions earned should be communicated to the Courts a week in advance of the final date of release in order that any fine that has been paid or may be paid in the meantime & the date of release may be notified to the Jail authorities. The L.Gs. should be asked to frame rules on the above lines

NOTE—Contn. sheet.

WD 0321 -GPD-60,000-24-5-27

50 11/8873 App. F. III–[2]

General and Revenue Secretariat. Pris File No. 67 of 1927

Serial No.

24) Returned for necessary action with reference to para 23. (Prisons Section) 2/5

25) Draft/Memo 28/5

26) Issued 28/5

27) Draft Bonds 4/5

28) Issued 5/5

2 To The D.G of Prisons and Registrar Rangoon

G.1252 3.2 d. 5.25

State what the probable date of release of prisoners who are sentenced to imprisonment in default of payment of fine or prisoners sentenced to simple imprisonment and fine should be commenced by the Jail authorities to the Sentencing Court a week in advance of the actual date of release in order that has been paid during the meantime or may be paid or recovered before date of release might further be intimated by the Sentencing Court to the Jail authorities and request to Submit the reasons any amendment to the Jail Manual.

NOTE—Contn. sheet

1630

App. F. III—2]

General and Revenue Secretariat. Press File No. 67 of 1927.

Serial No.

From the Inspector General Prisons,
C 777-14 of 9.6.28
Submits for the orders of Govt a draft amendment to the Rules of the Bombay Jail Manual in connection with the intimation to the Sentencing Courts by the Jail authorities of the probable date of Release of Prisoners sentenced to imprisonment in default of payment of fine.

24 Dated. This amendment relates to the intimation of the date of Release of prisoners sentenced to imprisonment in default of payment of fine. This has been suggested as Rule 663 # under the Chapter 'Prisoners Sentenced to fine' (Chapter XXIV) The appropriate place for the amendment may perhaps be under Chapter on Release (Chapter XXII) just under para 4 by the intimation to police of impending Release.

If Govt approve the amendment proposed may Standard as it is the Law Secretariat may perhaps be consulted whether the amendment proposed is Desirable

30) For orders

JRKA

NOTE—Contn. Sheet.

1916

WD 01714—GPE—30,000—18-4-28

6305

6101
P 1

App. F. III—2]

General and Revenue Secretariat.

(Rev—File No. 67 of 192

Serial No.

30) Kind attention is invited to the last minute at para 23 Supra

31) The D.G. of Prisons has sent up a draft amendment to the Jail manual on the lines suggested. ~~The amendment appears to be~~ The appropriate place for the amendment appears to be Chap. XLIV. As this repeals the amendment appears to be arbitrary. The Law Secretary perhaps be consulted about its Justiciability.

21/6

Govt Secy)
Please refer the file to the Protection Dr
R7
28/6/28
D 28/6

Pr Br) 32) Draft is ~~absolutely~~ all in order & may be approved

Govt

Gen'l Sec'y
with compts

27-6

10820
28/6

This method
28/6/28
28/6

NOTE—Contn. Sheet.

WD 01714—GPB—30,000—18-4-28

10305

App. F. III—2]

General and Revenue Secretariat.

Pros File No. 67 of 1927.

Serial No.

33) Will the Secs please discuss this matter? What is the objection to this intimation from the Jail? If the authority receiving the prisoner intimates the fact for entry to the Jail what more is necessary or possible? Ker 29.6.27.

34) (I think nothing more is nec?)

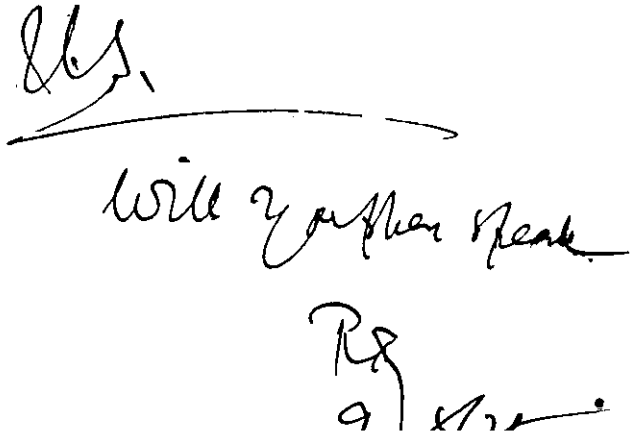
35) Please ask the D.G.P. What the objection to this amendment is? RB 13/7/27. W 13/7

36) Subd: Kind attention is invited to para 23 of the note & papers. It was at the instance of the then Member in charge the D.G.P. was [illegible] asked to frame a Rule. Perhaps the Chief Court may be unofficially consulted in the matter. The D.G.P was asked by Govt to frame a rule. Draft is however put up as directed. TKP 14/7

W Please put up draft. KJ 14/7

Draft Subd 37) Issue as revised Ker 17/7 DS 16/7 KD

NOTE—Contn. Sheet.



General and Revenue Secretariat. Pub. File No. 67 of 192

Serial No.

4 Do Jee Y.Q.2 Parsons

No 9955 dt 19.7.1928

Enquires whether the existing rules do not secure the object and if the proposed amendment is really necessary.

From The Inspector General of Prisons

in Mysore

C 777-18 dated 7.8.28

Plate for reasons given that the amendment proposed is necessary

Failed for General and Legislative

Reference paras 33 to 35 Supra

Secy

9/8

Genl. Secy)

Kind attention is invited to paras 33 and 34 Supra

The amendment was apparently suggested to minimize delays on the part of the Sessions Courts in certifying recovery of fine to the authorities of the Jail or Lock up as the case may be.

NOTE—Contn. Sheet.

General and Revenue Secretariat. | File No. of 192

Serial No.

Instances of corruption & misconduct, due to delay in the termination the Recovery & these appear to be very rare, and the only remedy appears to be to take disciplinary action against the official or officials at fault. But there is no need the Criminal rules & practice the Court receiving the fine, or intimation & payment of the fine to the police, is required to intimate the fact forthwith to the jail authorities. The proposed amendment, would not in any way minimize the chances & delays in intimation, recovery & fine.

It is recommended, that from the receipts, made in the books of the Courts have no registers in which the intimations & the probable date, & release could be recorded. If the amendment is to be effected, perhaps a need register will have to be prescribed for Courts.

There is considerable force,

NOTE—Contn. Sheet.

WD 01714—GPB—30,000—18-4-28

General and Revenue Secretariat. | File No. of 192

Serial No.

2300/27/8

in the arguments urged by the J.C.P in P. no. D about the Ag. assist over detention Opinions But the accumulement in question can not minimize the chance of such over detention. It may be noted that the jail authorities or the magistrate cannot act on a telegram until they receive copy of the file.

In these circumstances the accumulement suggested appears to be unnecessary

28/8

Agree

Hindi Munshi

25/8/28

28/8

Munshi Hindi Munshi may be employed

28/8

27/8/28

28/8

NOTE—Contn. Sheet.

WD 01714—GPB—30,000—18-4-28

1924

App. F. III—2]

General and Revenue Secretariat. Pwr File No. 67 of 1927.

Serial No.		
	Draft Bills Issues 28/4	
6	To	The D.C.J. Persons No 92975 dt 31 8 28 States that the matter may be drafted.

NOTE—Contn. Sheet.

WD 01714—GPE—30,000—18-4-28

Pri 6577

No. C.777-4 Office of the Inspector-General of Prisons
Exec. 8. in Mysore, Pris 67-27-1

Dated Bangalore, February 1928.

From

The Inspector-General of Prisons
in Mysore, Bangalore.

11/2/28
Exec

To

The General Secretary to the Government
of H.H. the Maharaja of Mysore,
Bangalore.

Sir,

In forwarding herewith, for favour of perusal copy of letter No. 131/F. 15 dated 25th January 1928 - from the Superintendent, Bangalore Central Jail, I have the honour to state that prisoner No. 7378/A. Fakru Sab alias Chinnodu who was undergoing in the Central Jail, an imprison ment of 3 months rigorous imprisonment and a fine of Rs.20/- in default 1 month further rigorous imprisonment passed on him by the Special 1st Class Magistrate Chikballapur in Criminal Case No. 62 of 1927-28 was over-detained in the Jail by one day owing to the delay caused by the sentencing Magistrate, in sending timely intimation to the Superinten- dent of the Jail of the recovery of fine imposed on the prisoner.

I have forwarded herewith, the nominal roll of the prisoner in question together with original records connected with the case (to be kindly returned) for early orders of Government.

I have the honour to be,

Sir,

Your most obedient servant,

Inspector-General of Prisons.

Letter No.131/F.15 dated 25th January 1928 from the Superintendent, Central Jail, Bangalore, to the Inspector-General of Prisons in Mysore,

Bangalore.

-*-*-*-*-*-*-*-*-*-*-*-*-*-

I have the honour to report that the Special 1st Class Magistrate, Chikballapur received a petition from one Abdul Aziz dated 20-1-28 stating that one Fakru Sabi alias Chinnodu was sentenced to Rs. 20/- @ fine, that Rs. 15/- has been paid by him and Rs. 5/- may be made up out of the amount of Rs. 5-8-6 to his credit in the Jail and this was forwarded in in No. 256/27-28 by the Magistrate stating that this was forwarded in continuation of his Ref: No. 255 dated 20-1-1928

The prisoner was to have been released on 22-1-28 on expiry of substantive sentence and payment of fine. Reference No. 255 though signed on 20-1-28 was not received till late on 23-1-1928 after a telegram was sent costing 15 annas. I would state that if 255 was signed on 20-1-1928 and posted at once it could have reached this Office on the 21st or on the 22nd instant/at the latest. As it was received on the 23rd instant the prisoner's release hade to be delayed by one day and the Jail Office had to spend 15 annas. This expense strictly speaking has to be recovered from the clerk concerned. Records are submitted for orders.

-*-*-*-*-*-*-*-

" C O P Y "

Inspector-General of Prisons.

27th February 1928.

avl.

A. P. F. VI. 61]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

Immediate

Section

File No.

Serial No.

No. J 495 (1)

General and Revenue Secretariat

( )

the *192*

To The D. M. Kolar

Date of issue 27/2/28

Signed by M^r N S

Sir

I am directed to forward herewith a copy of letter no. 131/2-15. J 25-1-28 from the Supt, central Jail, Bangalore, to the J. J. of Prisons regarding the delay in giving intimation of the recovery of fine imposed on Jakkan Sabi alias Thimmodu, which resulted in the over detention of the former by one day. I am to request you to kindly obtain and forward immediately the explanation of the

in the case of the I^st class magistrate, Chikballapur

List of enclosures.....

Copied by

Examined by .....

over

further Delay
magistrate to Consider with your opinion

thereon

G Lawrence

M

For Lawrence

8/
24/ 428
Dec
24/ 1

A. P. F. VI. 61]

1

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

Date of issue 27/2/28

Signed by

List of enclosures.....

Copied by

Examined by

Immediate

Section

File No.

Serial No.

No. 4957

To The I. G. of Prisons

Sir

With reference to your letter No: C 777-4 & 11.2.28 on the above subject I am to forward herewith Fakira Sahib alias Ghousi lodged in the Central jail, Bangalore.

I am directed to request you to be so good as to forward Kindly forward immediately the Cover which contained letter no 255/27.28 dated 20.1.28 (intimation of the discharge of the prisoner) from the Special First Class magistrate Chikballapur to the Superintendent of the central jail, Bangalore

Thanks

over

WD0325—GPB—80,000—26-5-27

for

R. 24/4/28 27/2 Asst Secretary

Letter No. 364/F. 15 dated 8th March 1928, from the Superintendent, Central Jail, Bangalore, to the Inspector-General of Prisons in Mysore, Bangalore.

-*-*-*-*-*-*-*-*-*-

With reference to your Memo No.C.777-6 dated 28-2-28 (returned herewith), I have the honour to state that the cover referred to therein is not forthcoming in this Office and that it must have been used for despatching purposes with an aconomy slip over it. It is however clear from my report to you that the reference No. 255 was received after a telegram was sent to the Magistrate on 23-1-1928.

-*-*- *-*-*-*-

" C O P Y "

Inspector-General of Prisons.

March 1928.

avl.

4476
P 27
2

No. C-777-8 Office of the Inspector-General of Prisons
Encl one
in Mysore,
Dated Bangalore, 11th March 1928.

From

The Inspector-General of Prisons
in Mysore, Bangalore.

To

The General Secretary to the Government of H.H. the
Maharaja of Mysore, Bangalore.

Sir,

With reference to your letter No.P.4957/Cts. dated 27th February 1928, I have the honour to state that the Superintendent, Bangalore Central Jail reports that the cover which contained letter No.255/27-28 dated 20th January 1928 (intimation of the recovery of fine) is not forthcoming in his Office. Copy of the Superintendent's letter No. 364/F.15 dated 8th March 1928 on the subject is herein enclosed for favour of your information.

submitted
VG Mahadeva
13/3

May be in reply to reference from the Courts section.
Position to be worth
Complete
KP.
13/3 M
13/3 CI
13/3

I have the honour to be,
Sir,
Your most obedient servant
Mahadeva
Inspector-General of Prisons.

avl.

A.P. F. VI. G1

SUBJECT.....

.....

.....

Section

File No.

Serial No.

Diary No. of letter replied to.....

No. 5420

General and Revenue Secretariat

( )

the *192*

To The One Kelax

Sir

Date of issue 19/3/28

I am directed to

Signed by Mr NS

invite reference to this office reference no P 469 56/28-J dated 27.2.28 and to request you to kindly expedite the explanation called for therein as regards the delay in prompt intimation of the recovery of fine imposed on one Tekam Sab class thumbadu by the Special 1st class magistrate, Chickballapur

List of enclosures.....

Copied by 19/3/28

Examined by .....

Thanking you

Yours

over

WD0325—GPB—30,000—26-5-27

6/

1413

5011 P 27

In all future correspondence please quote—
No. Jc 135
Encls.
27-28

OFFICE OF THE DISTRICT MAGISTRATE,
KOLAR DISTRICT.

Dated Kolar, the 10th April *1928*

FROM

A.K.Syed Taj Peeran, Esq.,B.A.,
District Magistrate,
Kolar District.

To

B.Nagappa, Esq.,Bar-At-Law.,
Legal Remembrancer and Secretary
To Government of Mysore,
Law Department,
B a n g a l o r e.

SIR,

With reference to your letter No.P.4956(1) Cts. dated 27-2-1928 - calling for the explanation of the Special 1st Class Magistrate, Chickballapur, regarding delay in giving intimation of the recovery of fine imposed on Fakru Sabi alias Chinnodu etc., in C.C.62/27-28 on the file of his Court with my opinion thereon, I have the honour to forward herewith the explanation of the Magistrate in the matter and to state that under the circumstances reported by him there does not seem to have been any undue delay on the part of the Magistrate in sending the communication

The delay of a day caused in the release of the aforesaid prisoner is however regrettable.

I have the honour to be,
S i r,
Your most obedient servant,

Treasury Assistant Commissioner,
For District Magistrate,
Kolar District
(Absent from Station)

A.R.
10/4/28.

From

G. Mallikarjunaiah Esqre B.A.,
Special 1st class Magistrate,
Chickballapur.

To

A. R. Syed Taj Peeran Esqre B.A.,
District Magistrate,
Kolar District.

No. 315/27-28 Dated 12th March 1928.

Sir

15/3

With reference to your Memo No 1139 dated the 7th instant- re delay in giving information of fine realisations to the Superintendent Central jail, Bangalore I have the honour to state as follows

One Fakir Sab alias Chinnadu was convicted and sentenced in Cri. Case No 62 27-28 on the file of this Court on 31.10.1924 to undergo rigorous imprisonment- for three months and to a fine of Rs 20/-, in default- of which to undergo five days Rigorous imprisonment- for one month.

One Abdul Aziz of Gudibanda on behalf of this accused produced in this Court Rs 15/- (fifteen) on 20.1.1928 & ~~realised~~ received ~~from him~~ at 2-30 P.M. With a petition praying

praying that the balance of the fine may be adjusted out of the amounts of Rs 5-8-6 said to be in the Central jail along with the personal properties of the accused.

The amount was immediately credited to the Treasury and the intimation of the realisation of part of the fine amount viz Rs 157- was despatched to the Superintendent, Central jail, by Registered post on the same date and the petition was despatched to them on 21-1-1928 by ordinary post before 2 P.M., which is the latest hours for despatch of mail to Bangalore

Owing to intervention of Sunday (22-1-28) the intimation despatched by Registered post appears to have been delivered in the Central jail office on Monday the 23rd January 1928 while the petition must have been delivered there on Sunday the 22nd idem.

According to the warrants, the Subbaraye Sentence was to terminate on 30-1-28 but from notes on the warrants I notice that the accused was to be released on 22-1-1928 on account of the remission earned by the Central-inmates

jail Rules. However, there has been no delay in this Court in sending intimation of realization of fine to the Central jail as it was despatched from this Court within a couple hours of the receipt of the amount.

I have the honour to be,

Sir,

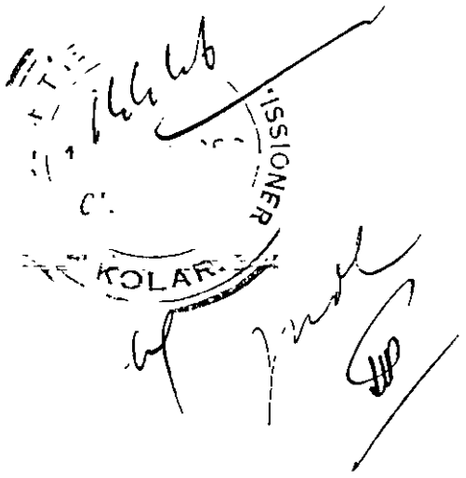
Your most obedient servant

Mallikarjuniah -

13-3-28

Spl. 1st class magistrate

Chickballapur.



A. P. F. VI. G[illegible]

SUBJECT.....

.....

.....

Section Prisons

File No. 67-27

Serial No. 2

No. G/12523/Fin/Revd.

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

To The D.G. of Prisons
in Mysore
Bangalore.

Date of issue 8/5/28

Signed by Mr. M.S

Sir

with reference to your letter No C 777-G dated 11th July 28 I am directed to return herewith ~~after perusal~~ the original record of the case of ~~by an~~ Diwan detention of prisoner No 7378/A Rahim Sab alias Chinnada of the Dist Jail ~~during~~ to this Secretariat by the ~~Sessions Judge in Shimoga~~ in the receipt

List of enclosures.....

Copied by .....

Examined by .....

over

kindly intimation to the Bapoli Taluka
Jail of the recovery of fine imposed
on the prisoner. In the circumstances
Court considers that the probable
date of release ~~including remissions~~
~~fixed~~ by a prisoner should be communicated
communicated by the Jail
authorities to the Sentencing Court
a week in advance of the final
date of release in order that
any fine that has been paid in
the meantime or may be paid or recovered
before date of release might further be taken
into consideration by the Sentencing Court
of the Jail authorities. I am therefore
to request you to take the
necessary amendment to the
Jail Manual.

who are desirous to pay the fine imposed
in advance of payment of
fine, or for whose
sentences of rigorous imprisonment
are pending.

for the orders of Govt

Thanking

Yours faithfully

Secy

2/5

Copy to the Pr Jr

10

No C.777-14 Office of the Inspector-General of Prisons
in Mysore,
Dated Bangalore, 9th June 1928.

GENERAL MISCELLANEOUS BRANCH
11 JUNE 1928
Jm 10305

From

The Inspector-General of Prisons
in Mysore, Bangalore.

Pris 67-27-3

To

The General Secretary to the Government
of H.H. the Maharaja of Mysore,
Bangalore.

Sir,

As called for in your letter No. G. 12523/Pris. 67-27-2 dated 8th May 1928, I have the honour to submit herewith, for the orders of Government a draft amendment to the rules of the Mysore Jail Manual in connection with the intimation to be given to the sentencing Courts by the Jail authorities re: the probable date of release of prisoners sentenced to imprisonment in default of payment of fine.

I have the honour to be,
Sir,
Your most obedient servant,

Inspector-General of Prisons.

avl.

Insert as Rule 663 A. after Rule 663.

" The probable date of release of prisoners who are sentenced to imprisonment in default of payment of fine or prisoners sentenced to imprisonment and fine should be communicated by the Jail authorities to the sentencing Court, a week in advance of the final date of release in order that any fine that has been paid in the meantime or may be paid or recovered before the date of release might forthwith be intimated by the sentencing Courts to the Jail authorities.

W Morrow

Inspector-General of Prisons.

A. P. F. VI. G1]

SUBJECT.....

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Section Prisons

File No. 67-27

Serial No. 1

No. 4955

Diary No. of letter replied to.....10305.....

General and Revenue Secretariat

( )

the *192*

To The Inspector General of Prisons in Mysore Bangalore

Date of issue.....19.7.28.

Signed by.....Mr. M.S

Sir

With reference to your letter No. 774 dated 4.6-28 submitting a draft amendment to the rules of the Mysore Jail manual in connection with the instructions to be given to the Executive Officers by the Jail authorities regarding the probable date of release of prisoners sentenced to

List of enclosures.....

Copied by .....

Examined by .....

over

7 11

imprisonment in default
of payment ~~thereof~~. I am
directed to ~~enquire whether~~
object to the amendments
of the authority securing
the fine inflicted the fact
for the writ to the jail

I have &c

GC Esq
2
9/6/7

State that the amendment
was to ~~prevent~~ avoid delays
occasioned by magistrates
in certificate under
Section 40 of the Factories
Act. If ~~the~~ ~~amendments~~
~~are~~ ~~not~~ to enquire
Factories Act to enquire
whether the existing
rule does not secure
the object and if
the proposed amendment
is really necessary

Yours

No. C.777-18 Office of the Inspector-General of Prisons in Mysore

Dated Bangalore, 7th August 1928

GENERAL MISCELLANEOUS BRANCH Rec'd 9 AUG 1928

Pris 67-27-5

From

The Inspector-General of Prisons in Mysore, Bangalore

To

The General Secretary to the Government of H.H. the Maharaja of Mysore, Bangalore.

Sir,

With reference to your letter No. 955/Pris.67-27-4 dated 19th July 1928 in connection with the intimation to be given to the sentencing Courts by the Jail authorities re: the probable date of release of prisoners sentenced to imprisonment in default of payment of fine and enquiring whether the existing rules do not secure the desired object, and whether any amendment to rules is really necessary, I have the honour to invite your kind reference to your letter No. G. 12523/Pris. 67-27-2 dated 8th May 1928 in wh: the necessity for an amendment to the existing rules has been suggested. It is a fact that cases similar to that of Ex-prisoner Fakir Sab alias Chinnadu occur now and then. It seems to be very wrong that a person entitled to freedom should be detained in prison in spite of his having paid up the fine amount, which in most cases is raised with difficulty. The detention in Jail after the original court order has been carried out by payment of fine becomes illegal confinement. In these circumstances no precaution is too great or too troublesome to prevent such illegal detentions. It is quite possible also that the aggrieved party may have recourse to the court of law, in which case the Superintendent of the Jail will find himself in an awkward predicament. The consequence to him may be serious.

It is therefore necessary that a system of timely previous notice should be prescribed so that, not only, the Jail authorities may be on the alert but also the Court may be reminded of the case of the prisoner I would also suggest that on their side the Court should lose no time in intimating recovery of fines

fines such intimation being sent by wire in cases where the prisoner suffers imprisonment in default of payment of fine I am of opinion that the amendment suggested is absolutely necessary.

I have the honour to be,

Sir,

Your most obedient servant,

Inspector-General of Prisons.

avl.

A. P. F. VI. G1]

SUBJECT.....

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Section Prisons

File No. 67.27

Serial No. 67

No. 12975

Diary No. of letter replied to.....

General and Revenue Secretariat

( )

the *192*

To The D.I.G of Prisons

in Mysore

Bangalore

Date of issue 31/8/28.

Signed by M.M.S.

Sir,

I am directed to refer to the correspondence ending with your letter No C 777-18 dated 7.8.28 ~~and obtaining the reasons~~ about the difficulties in working ~~for an amendment in connection~~ with the Jail manual, requesting ~~that the instructions to be issued~~ to that ~~by~~ the Sentencing Court by the Jail authorities the probable date of Release of prisoners sentenced to imprisonment ~~in~~

List of enclosures.....

Copied by .....

Examined by .....

over

1

default of payment of fine
I am directed to state that
the matter may be dropped.

Thanks

[illegible]
2
29/8

VDK
29/8